

PATENT COOPERATION TREATY
PCT
INTERNATIONAL SEARCH REPORT
(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 9577-61 KAM	FOR FURTHER ACTION <div style="float: right; font-size: small;">see Form PCT/ISA/220 as well as, where applicable, item 5 below</div>	
International application No. PCT/CA2007/000862	International filing date (<i>day/month/year</i>) 14 May 2007 (14-05-2007)	(Earliest) Priority date (<i>day/month/year</i>) 12 May 2006 (12-05-2006)
Applicant ODIDI, ISA ET AL		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 5 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

a. With regard to the language, the international search was carried out on the basis of:

☒ the international application in the language in which it was filed

☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b))

b. ☐ This international search report has been established taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91 (Rule 43.6bis(a)).

c. ☐ With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I

2. ☒ Certain claims were found unsearchable (see Box No. II)

3. ☐ Unity of invention is lacking (see Box No. III)

4. With regard to the title,

☒ the text is approved as submitted by the applicant

☐ the text has been established by this Authority to read as follows :

5. With regard to the abstract,

☒ the text is approved as submitted by the applicant

☐ the text has been established, according to Rule 38.2, by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority

6. With regard to the drawings,

a. the figure of the drawings to be published with the abstract is Figure No. 1

☒ as suggested by the applicant

☐ as selected by this Authority, because the applicant failed to suggest a figure

☐ as selected by this Authority, because this figure better characterizes the invention

b. ☐ none of the figures is to be published with the abstract

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Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of the first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons :

1. ☒ Claim Nos. : 67-69

because they relate to subject matter not required to be searched by this Authority, namely :

Although claims 67-69 are directed to a method of treatment of the human or animal body, the search has been carried out and based on the alleged effects of the composition.

2. ☐ Claim Nos. :

because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically :

3. ☐ Claim Nos. :

because they are dependant claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows :

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.

2. ☐ As all searchable claims could be searched without effort justifying additional fees, this Authority did not invite payment of additional fees.

3. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claim Nos. :

4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claim Nos. :

Remark on Protest ☐ The additional search fees were accompanied by the applicant's protest and, where applicable, the payment of a protest fee.

☐ The additional search fees were accompanied by the applicant's protest but the applicable protest fee was not paid within the time limit specified in the invitation.

☐ No protest accompanied the payment of additional search fees.

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A. CLASSIFICATION OF SUBJECT MATTER

IPC: *A61K 9/06* (2006.01), *A61K 31/485* (2006.01), *A61K 47/02* (2006.01), *A61K 47/30* (2006.01), *A61K 47/44* (2006.01), *A61K 9/52* (2006.01), *A61P 25/30* (2006.01).

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC: *A61K 9/06* (2006.01), *A61K 31/485* (2006.01), *A61K 47/02* (2006.01), *A61K 47/30* (2006.01), *A61K 47/44* (2006.01), *A61K 9/52* (2006.01), *A61P 25/30* (2006.01).

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic database(s) consulted during the international search (name of database(s) and, where practicable, search terms used)

Delphion, Esp@cenet, QWeb, USPTO, Canadian Patent Database

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
P	US 2007/0104778 (Zeng et al.) 10 May 2007 (10-05-2007) claims 1, 3-6, 12	1, 2, 5, 7, 39, 70, 71
X	US 6 607 751 (Odidi et al.) 19 August 2003 (19-08-2003) claims 1-7, 17-20	1-4, 9, 15-19, 21, 23-25, 27-37, 70-74
X	US 6 627 635 (Palermo et al.) 30 September 2003 (30-09-2003) claims 1, 9, 20, 21	1, 2, 15-17, 21, 23-25, 27-37, 64, 70, 71, 74
X	US 2006/0039864 (Bartholomaeus et al.) 23 February 2006 (23-02-2006) claims 1-3, 7, 10, 14	1, 2, 5, 15-17, 21-25, 27-37, 39, 63, 64, 66, 70, 71, 74

☒ Further documents are listed in the continuation of Box C.☐ See patent family annex.

* Special categories of cited documents :	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"A" document defining the general state of the art which is not considered to be of particular relevance	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"E" earlier application or patent but published on or after the international filing date	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"&" document member of the same patent family
"O" document referring to an oral disclosure, use, exhibition or other means	
"P" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search

03 August 2007 (03-08-2007)

Date of mailing of the international search report

31 August 2007 (31-08-2007)

Name and mailing address of the ISA/CA
Canadian Intellectual Property Office
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Gatineau, Quebec K1A 0C9
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Authorized officer

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C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 4 946 853 (Bannon et al.) 07 August 1990 (07-08-1990) 1, 2, 5, 6, 8, 15, 19	1-5, 7, 9, 10, 15-19, 21, 23, 24, 27-38, 64, 66-74, 76
A	US 6 312 724 (Odidi et al.) 06 November 2001 (06-11-2001)	

INTERNATIONAL SEARCH REPORT
Information on patent family members

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Patent Document Cited in Search Report	Publication Date	Patent Family Member(s)	Publication Date
US2007104778	10-05-2007	WO2007056424 A2	18-05-2007
US6607751	19-08-2003	US7090867 B2 US2007065510 A1	15-08-2006 22-03-2007
US6627635	30-09-2003	AU755790B B2 AU2089999 A BR9813826 A CA2314896 A1 CN1204890C C EP1041988 A1 HU0100310 A2 IL136805D D0 JP2001526229T T NO20003278 A NZ505192 A NZ523964 A PL341309 A1 RU2228180 C2 TR200001828T T2 US6228863 B1 US2005192309 A1 WO9932120 A1	19-12-2002 12-07-1999 10-10-2000 01-07-1999 01-06-2005 11-10-2000 28-06-2001 25-11-2001 18-12-2001 22-08-2000 30-05-2003 31-10-2003 09-04-2001 10-05-2004 21-11-2000 08-05-2001 01-09-2005 01-07-1999
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